IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the April 20th, 2006

Criminal Misc. Bail Application No.1126 of 2005

Order on the bail application of accused

CRIMINAL SIDE

Tarapad Bhattacharya @ Rana
S/o Shri Sekhar Nath Bhattacharya
R/o H. No.70, Ganeshpur, New Colony
P.S. Gang Naher, Roorkee
District Haridwar …Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of case crime No.265 of 2005
Under Sections 420, 472, 473, 489-A, 489-B, 489-C, 489-D IPC
P.S. Kotwali Roorkee
District Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Smt. Pushpa Joshi and Sri Rajendra Singh learned counsel for the applicant and learned A.G.A. for the State.

Perused the record. It was contended that the accused-Aditya Kumar Chauhan and Lalit Kumar were arrested near Tanga stand by the police and the present applicant was arrested when he working in his house. There are two arrests at different places, but no separate recovery memo has been prepared by the police and no signature has been made on the recovery memo. Learned counsel for the applicant contended that the recovery is doubtful. Co-accused, namely, Anuj Kumar and Aditya Kumar Chauhan have already been released on bail by this Court. Considering the contentions, facts and circumstances of the case, it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the Magistrate concerned.

Dated 20.04.2006 **(J.C.S. Rawat, J.)**

LSR